

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: Chair Ryan Zinke, on February 11, 2011 at 3:00 PM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Ryan Zinke, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. Gary Branae (D)
Sen. Taylor Brown (R)
Sen. Tom Facey (D)
Sen. Bob Hawks (D)
Sen. Bob Lake (R)
Sen. Frederick (Eric) Moore (R)

Members Excused:

Sen. Jeff Essmann (R)
Sen. Sharon Stewart-Peregoy (D)

Members Absent: None

Staff Present: Casey Barrs, Legislative Branch
Gilda Clancy, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 204, 2/7/2011; HB 208, 2/7/2011; HB 182, 2/7/2011
Executive Action: SB 177 (Partial), SB 44, SB 71, SB 79, SB 88

HEARING ON HB 204

Opening Statement by Sponsor:

00:02:38 Rep. Daniel Salomon (R), HD 12, opened the hearing on HB 204, Allow any school board trustee of certain districts to preside over board.

Proponents' Testimony:

00:05:53 Bob Vogel, Montana School Board Association (MTSBA)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:08:13 Sen. Brown
00:08:40 Rep. Salomon
00:09:32 Sen. Lake
00:11:14 Rep. Salomon
00:11:45 Sen. Lake
00:12:08 Chairman Zinke
00:12:27 Bob Vogel, MTSBA
00:13:06 Chairman Zinke
00:13:11 Bob Vogel
00:13:34 Chairman Zinke
00:13:43 Bob Vogel
00:13:52 Sen. Lake
00:14:31 Bob Vogel
00:15:39 Sen. Lake
00:15:57 Bob Vogel

Closing by Sponsor:

00:16:38 Rep. Salomon

HEARING ON HB 208

00:17:14 Chairman Zinke

Opening Statement by Sponsor:

00:17:37 Rep. Jeffery Welborn (R), HD 72, opened the hearing on HB 208, Revise provisions regarding providing and access to student information.

Proponents' Testimony:

00:20:45 Jan Rouse, Director, Montana Youth Challenge (MYC)
00:23:18 Sen. Stewart-Peregoy entered the committee meeting.
00:24:10 Madalyn Quinlan, Chief of Staff, Office of Public Instruction (OPI)
00:24:50 Bob Vogel, Montana School Board Association (MTSBA)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:26:03 Sen. Facey
00:26:18 Bob Vogel, MTSBA
00:26:59 Sen. Facey
00:27:40 Rep. Welborn
00:28:03 Sen. Branae
00:28:36 Jan Rouse, MYC
00:29:56 Sen. Branae
00:30:11 Sen. Ripley
00:30:35 Madalyn Quinlan, OPI
00:31:36 Sen. Ripley
00:31:56 Madalyn Quinlan
00:32:15 Chairman Zinke
00:33:05 Madalyn Quinlan
00:34:01 Sen. Brown
00:34:21 Jan Rouse
00:35:53 Sen. Brown
00:36:17 Jan Rouse
00:36:30 Sen. Lake
00:37:22 Madalyn Quinlan
00:38:19 Sen. Lake
00:39:10 Jan Rouse
00:41:14 Sen. Facey
00:41:58 Madalyn Quinlan
00:42:52 Sen. Hawks
00:43:32 Jan Rouse
00:48:32 Sen. Hawks
00:48:37 Jan Rouse
00:49:26 Sen. Stewart-Peregoy
00:51:30 Madalyn Quinlan
00:52:49 Sen. Stewart-Peregoy
00:53:10 Jan Rouse

EXHIBIT(eds34a01)

Closing by Sponsor:

00:54:07 Rep. Welborn

HEARING ON HB 182

00:54:35 Chairman Zinke

Opening Statement by Sponsor:

00:55:01 Rep. Elsie Arntzen (R), HD 53, opened the hearing on HB 182, Revise bond requirements for public schools.

EXHIBIT(eds34a02)

Proponents' Testimony:

00:58:41 Sen. Buttrey, SD 13, Great Falls
01:00:39 Brian Solan , Ameresco Energy Services
01:02:19 Tim Tolman, McKinstry Commercial Building
01:03:53 Joan Anderson, Office of Public Instruction (OPI)
01:04:19 Lance Melton, Montana School Boards Association (MTSBA)
01:05:25 Dave Puyear, Montana Rural Education Association (MREA)
01:05:47 Lynn Moore, Chief of Energy Bureau, Department of Environmental Quality (DEQ)
01:06:40 Laura Obert, Commissioner, Broadwater County
01:07:58 Cheryl Crowley, Superintendent, Great Falls School District
01:12:57 Rep. Loney, HD 25, Great Falls

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:13:40 Sen. Hawks
01:14:32 Rep. Arntzen
01:14:43 Tim Tolman, McKinstry Commercial Building
01:15:41 Sen. Facey
01:16:17 Cheryl Crowley, Great Falls School District
01:17:05 Sen. Facey
01:17:44 Brian Solan, Ameresco Energy Services
01:18:06 Sen. Facey
01:18:22 Brian Solan
01:19:11 Sen. Facey
01:19:56 Brian Solan

Closing by Sponsor:

01:20:22 Rep. Arntsen

EXECUTIVE ACTION ON SB 177

01:20:00 Chairman Zinke

01:21:49 Casey Barrs

01:23:40 Chairman Zinke

EXHIBIT(eds34a03)

01:24:08

Motion: Sen. Ripley moved that **SB 177 DO PASS.**

Discussion:

01:24:19 Sen. Lake

01:24:32 Casey Barrs, Legislative Services Division (LSD)

01:25:19 Sen. Lake

01:26:19 Chairman Zinke

01:26:23 Casey Barrs, LSD

01:27:52 Chairman Zinke

01:28:00 Sen. Essmann entered the committee meeting.

01:28:19 Sen. Facey

01:29:40 Chairman Zinke

01:30:55 Casey Barrs

01:31:48 Chairman Zinke

01:32:27 Sen. Lake

01:33:41 Chairman Zinke

01:35:08 Sen. Essmann

01:35:42 Chairman Zinke

01:36:10 Casey Barrs

01:37:07 Chairman Zinke

01:37:19 Jim Standaert, Legislative Fiscal Division (LFD)

01:37:56 Lance Melton, MTSBA

01:40:03 Sen. Essmann

01:40:16 Lance Melton

01:41:31 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED WITH A CONCEPTUAL AMENDMENT.**

Discussion:

01:42:04 Joan Anderson, Office of Public Instruction (OPI)

01:42:56 Sen. Essmann

01:43:10 Lance Melton

01:43:48 Sen. Essmann

01:44:02 Lance Melton

01:44:31 Without objection, Sen. Essmann withdrew his conceptual amendment.

01:45:10 Chairman Zinke

01:46:17 **Motion:** Sen. Lake moved to **AMEND SB 177.**
EXHIBIT(eds34a04)

Discussion:

01:46:50 Sen. Hawks
01:47:08 Sen. Lake
01:47:59 Sen. Stewart-Peregoy
01:48:53 Chairman Zinke
01:49:56 Sen. Lake
01:50:20 Sen. Ripley
01:51:13 Chairman Zinke
01:51:49 Lance Melton
01:53:15 Sen. Essmann

01:54:18 **Vote:** Motion carried 7-3 by roll call vote with Sen. Hawks, Sen. Stewart-Peregoy and Sen. Zinke voting no.

01:55:10 **Motion:** Sen. Ripley moved to **AMEND SB 177.**
EXHIBIT(eds34a05)

Discussion:

01:56:40 Sen. Brown

01:56:52 **Vote:** Motion carried 9-1 by roll call vote with Sen. Stewart-Peregoy voting no.

01:57:35 Chairman Zinke
01:58:03 Jim Standaert, Legislative Fiscal Division (LFD)
01:59:56 Chairman Zinke
02:00:59 Jim Standaert
02:01:59 Chairman Zinke
02:02:14 Sen. Facey
02:02:47 Jim Standaert
02:03:29 Sen. Facey
02:05:11 Sen. Hawks
02:05:46 Jim Standaert

02:06:12 **Motion:** Sen. Lake moved that **SB 177 DO PASS AS AMENDED.**

Discussion:

02:06:45 Sen. Lake
02:06:59 Chairman Zinke
02:08:10 Sen. Facey
02:08:45 Chairman Zinke
02:09:04 Casey Barrs

02:09:30 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED WITH A CONCEPTUAL AMENDMENT.**

Discussion:

02:10:27 Casey Barrs
02:10:37 Sen. Essmann
02:11:02 Sen. Ripley
02:11:26 Chairman Zinke
02:11:37 Sen. Walker, SD 29, Billings, Sponsor of SB 177
02:12:45 Sen. Hawks
02:13:48 Sen. Branae
02:14:16 Sen. Lake
02:14:48 Sen. Essmann

02:15:29 **Motion/Vote:** Motion carried 7-3 by roll call vote with Sen. Branae, Sen. Hawks and Sen. Stewart-Peregoy voting no.

02:15:55 Chairman Zinke stated that **SB 177** as amended would be voted on at a later date.

EXECUTIVE ACTION ON SB 44

02:16:16 **Motion:** Sen. Ripley moved that **SB 44 BE TABLED.**

Discussion:

02:17:10 Casey Barrs, LDS
02:17:19 **Vote:** Motion carried 8-2 by roll call vote with Sen. Brown and Sen. Facey voting no.

EXECUTIVE ACTION ON SB 71

02:17:30 **Motion/Vote:** Sen. Ripley moved that **SB 71 BE TABLED.** Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON SB 79

02:18:05 **Motion:** Sen. Ripley moved that **SB 79 BE TABLED.**

Discussion:

02:18:15 Casey Barrs
02:19:05 **Vote:** Motion carried 8-2 by roll call vote with Sen. Branae and Sen. Facey voting no.

EXECUTIVE ACTION ON SB 88

02:19:36 **Motion:** Sen. Ripley moved that **SB 88 BE TABLED.**

Discussion:

02:19:42 Casey Barrs

02:19:53 **Vote:** Motion carried 9-1 by roll call vote with Sen. Branae voting no.

02:20:25 Chairman Zinke

Discussion of SB 141:

02:21:05 Sen. Moore

EXHIBIT(eds34a06)

02:22:19 Casey Barrs

02:24:25 Sen. Brown

02:24:52 Casey Barrs

02:27:22 Sen. Ripley

02:28:14 Chairman Zinke

ADJOURNMENT

Adjournment: 5:32 P.M.

Gilda Clancy, Secretary

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Additional Documents:

EXHIBIT([eds34aad.pdf](#))